

**AMENDED
ORDINANCE NUMBER -2003-3**

AN ORDINANCE OF THE TOWN OF ANNETTA NORTH, TEXAS, REQUIRING THE PAYMENT OF CERTAIN FEES; PROVIDING A REPEALER CLAUSE; PROVIDING A SEVERABILITY CLAUSE; PROVIDING A ENGROSSMENT AND ENROLLMENT CLAUSE; PROVIDING FOR PUBLICATION; AND PROVIDING AN EFFECTIVE DATE.

WHEREAS, the Town of Annetta North, Texas, is a general law city operating pursuant to the laws of the State of Texas, by and through the action of its duly elected council members; and

WHEREAS, the Town is authorized and empowered to enforce ordinances necessary to protect welfare of its inhabitants; and

WHEREAS, the Town deems it necessary to require the payment of certain fees to off set costs for the service provided; and

WHEREAS, the Town Council has determined that it is necessary to enact this ordinance to protect the health and welfare of its residents.

NOW THEREFORE BE IT ORDAINED BY THE BOARD OF ALDERMAN OF THE TOWN OF ANNETTA NORTH, TEXAS, THAT:

**SECTION 1.
OIL AND GAS DRILLING FEE SCHEDULE**

Ordinance 2003-3 is hereby amended to read as follows:

Specific Use Permits for Petroleum of Gas Wells, or Petroleum or Gas Pipelines, and related fees.

An individual, or entity required to obtain, or an applicant for (i) a permit, (ii) a transfer of permit, (iii) an inspection, (iv) a re-inspection, (v) review or (vi) other ordinance compliance requirement pursuant to Ordinance 2003-1, as amended, shall reimburse to the Town for all engineering fees, consulting fees, attorney fees and other fees, or applicable costs and expenses incurred by the Town with respect there to and in addition shall pay the applicable administrative fee set forth below:

Specific Use Permits for Petroleum or Gas Wells, or Petroleum or Gas Pipelines, and related fees

a)	Specific use permit for new petroleum or gas well	\$7500.00
b)	Specific use permit for new petroleum or gas pipeline Inspection and/or Boring Under City Right of Way (each bore)	\$5000.00
c)	Transfer of permit if well is sold	\$500
d)	Petroleum & Gas Periodic Inspection fee	\$500
e)	Re-inspection fee (if required)	\$250

**SECTION 2.
REPEALER CLAUSE**

All ordinances or parts of ordinances not consistent or conflicting with the provisions of this ordinance are hereby repealed; provided that such repeal shall be only to the extent of such inconsistency and in all other respects this ordinance shall be cumulative of other ordinances regulating and governing the subject matter covered in this ordinance. Any cause of action accruing prior to the passage of this ordinance shall continue as if this ordinance was not passed or any other ordinance had not been repealed.

**SECTION 3.
SEVERABILITY CLAUSE**

That it is hereby declared that the sections, articles, subsections, paragraphs, sentences, clauses, and phrases of this ordinance are severable and if any phrase, clause, sentence, paragraph, subsection, article, or section of this ordinance shall be declared void, ineffective, or unconstitutional by a valid judgment or final decree of a court of competent jurisdiction, such voidness, ineffectiveness, or unconstitutionality shall not effect any of the remaining phrases, clauses, sentences, paragraphs, subsections, articles, or sections of this ordinance since the same would have been enacted by the Board of Aldermen without the incorporation herein of any such void, ineffective, or unconstitutional phrase, clause, sentence, paragraph, subsection, article, or section.

**SECTION 4.
PENALTY CLAUSE**

Any person, firm or corporation who violates, disobeys, omits, neglects or refuses to comply with or who resists the enforcement of any of the provision of this ordinance shall be fined not more than Two Thousand Dollars (\$2,000.00) for each offense. Each day that a violation is permitted to exist shall constitute a separate offense.

**SECTION 5.
ENGROSSMENT AND ENROLLEMNT CLAUSE**

The City Secretary of the Town is hereby directed to engross and enroll this ordinance by copying the caption, penalty clause (if any), publication clause and effective date clause in the minutes of the Board of Aldermen and filing the ordinance in the ordinance records of the Town.

**SECTION 6.
PUBLICATION CLAUSE.**

The Town Secretary is hereby directed to post or publish in the official newspaper of the Town, the caption, penalty clause (if any), publication clause and effective date clause of this ordinance in one issue of the official newspaper of the Town, provided that the official newspaper is a weekly paper, as authorized by Section 52.013 of the Texas Local Government Code.

**SECTION 7.
EFFECTIVE DATE**

This ordinance shall be effective after final passage and publication as required by law.

PASSED AND APPROVED THIS THE 10th day of March , 2009

Rob Watson
Mayor

ATTEST:

Barb Webster
Town Secretary